

**OCTOBER 22, 2007
SPECIAL COUNCIL MEETING
PARMA CITY COUNCIL CHAMBERS
6:30 P.M.**

The Special Council Meeting was called to order by President of Council Charles M. Germana presiding:

COUNCIL MEMBERS PRESENT:

SEAN P. BRENNAN
NICHOLAS J. CELEBREZZE
BRIAN DAY
MARY GALINAS
ROY J. JECH
LARRY NAPOLI
KENNETH A. RAMSER
THOMAS J. REGAS
SCOTT M. TUMA

Mrs. Swade – Mr. President, the Roll of Council has been called, and I find a quorum of Council members present.

The following officials and department heads were also present: Mayor Dean E. DePiero, Law Director Timothy Dobeck, Auditor Dennis M. Kish, Treasurer Anthony C. Zielinski, Service Director Brian Higgins, Safety Director Gregory Baeppler, Community Development Director Erik Tollerup, Chief of Staff Meghann McCall, and Deputy Clerk I Elaine Swade.

NOTICE OF SPECIAL MEETING OF COUNCIL

THE STATE OF OHIO)
CUYAHOGA COUNTY) ss. To Chief of Police Daniel Hoffman Greetings
CITY OF PARMA)

WHEREAS, it appears that the public business of this City requires that the Council meet in *Special* session to consider such business as may come before it, and,

WHEREAS, I have convened and do hereby convene said City Council to meet in *Special* session on the 22nd day of October 2007, at 6:30 P.M. Eastern Daylight Savings Time, at the Council Chamber in said City, to consider such matters as may come before it as fully and completely as might be done in regular session of Council:

Executive Session

Personnel issues

Executive Session

City property issues

THIRD READING:

ORDINANCE NO. 272-07 (THIRD READING) 9/4/07 L-373-07

BY: **R. J. JECH**

(By Request – Service Director)

An Ordinance authorizing the Mayor to enter into a development agreement by and between Busack Properties LLC, The City of Parma, and the Parma Community Improvement Corporation (P.C.I.C.) for the transfer of real property for the establishment of a new 12,000 square foot veterinarian hospital and boarding/grooming facility, and declaring an emergency

SUSPENSION OF THE RULES:

ORDINANCE NO. 334-07

10/22/07 L-333-07

BY: **S. P. BRENNAN**

(Special Meeting)

(By Request – Human Resources Director)

An Ordinance to amend a portion of Exhibit "A" of Ordinance No. 423-06 relative to the creation of the part-time position of Community Liaison within the Mayor's office, and declaring an emergency

RESOLUTION NO. 336-07

10/22/07 L-335-07

BY: **S. M. TUMA**

(Special Meeting)

(By Request – Auditor)

A Resolution approving the City Auditor's Cash Transfers, and Declaring an emergency

ORDINANCE NO. 337-07

10/22/07 L-336-07

BY: **S. M. TUMA**

(Special Meeting)

(By Request – Auditor)

An Ordinance authorizing the transfer of appropriations within the 2007 Permanent Appropriations of the City of Parma, and declaring an emergency

ORDINANCE NO. 338-07

10/22/07 L-337-07

BY: **S. M. TUMA**

(Special Meeting)

(By Request – Auditor)

An Ordinance to amend the 2007 Permanent Appropriations of the City of Parma, Ohio, and declaring an emergency

RESOLUTION NO. 339-07

10/22/07 L-337-07

BY: **S. M. TUMA**

(Special Meeting)

(By Request – Auditor)

A Resolution approving the City Auditor's Post Certification of Requisitions as detailed in Exhibit "A", and declaring an emergency

You are therefore commanded to summon Mayor Dean E. DePiero, Law Director Timothy Dobeck, Auditor Dennis M. Kish, Treasurer Anthony C. Zielinski, Service Director Brian Higgins, Safety Director Gregory Baeppler, President of Council Charles M. Germana, Sean P. Brennan, Nicholas J. Celebrezze, Brian Day, Mary Galinas, Roy J. Jech, Larry Napoli, Kenneth A. Ramser, Thomas J. Regas, Scott M. Tuma Council members and Thomas Mastroianni, Clerk of said Council, to meet in *Special* session as aforesaid for the purposes aforesaid.

Hereof fail not and have you then and there this Writ, with your return thereon in what manner you have executed the same.

In testimony whereof, I have hereunto set my hand and caused the corporate Seal of said City to be hereunto affixed, this 19th day of October A.D. 2007

/s/ Charles M. Germana

Council, City of Parma Charles M. Germana

President of Council

**CERTIFICATE OF SERVICE
NOTICE OF SPECIAL MEETING OF COUNCIL**

I, Daniel A. Hoffman, Chief of Police of the City of Parma, Ohio, do hereby certify that on October 19, 2007, I received the notices of a Special Meeting of Council, a copy of which is attached hereto, and that in accordance with the instructions given to me, I have served each person named in the notice with the notice either personally or by leaving a copy of such notice, and the last of the persons named on the notices was served at his usual place of residence with the notice on October 19, 2007, at 3:36 o'clock P.M., which date and time is more than twelve hours prior to the time of the Special Meeting.

Signed _____ /s/ Daniel A. Hoffman_____
Chief of Police,
City of Parma, Ohio.

DISPENSE WITH THE REGULAR ORDER OF BUSINESS

Motion made by Councilman Brennan, seconded by Councilman Day, to dispense with the regular order of business and to waive the Rules of Council at this time, in order to hold this Special Council Meeting. Also moved to waive Rule 5 on Ordinance No. 334-07 under Suspension of the Rules due to receiving a revised Exhibit "A" and a change in the heading." Motion carried.

LEGISLATIVE COMMENT

Mr. Germana – Asked if there was anyone from the public who would like to comment on legislation that Council will be taking final action on this evening. No one wished to comment.

Mr. Germana – We have a request from the Mayor to go into Executive Session to discuss personnel issues and also city property issues. A "yes" vote is to go into Executive Session and a "no" vote is not to go into Executive Session.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Executive Session will now begin.

Mr. Germana – The Council meeting resumed at 6:55 P.M.

THIRD READING:

ORDINANCE NO. 272-07

9/4/07

L-272-07

BY: **R. J. JECH**

(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER
INTO A DEVELOPMENT AGREEMENT BY AND BETWEEN
BUSACK PROPERTIES LLC, THE CITY OF PARMA, AND THE
PARMA COMMUNITY IMPROVEMENT CORPORATION (P.C.I.C.)
FOR THE TRANSFER OF REAL PROPERTY FOR THE
ESTABLISHMENT OF A NEW 12,000 SQUARE FOOT VETERINARIAN
HOSPITAL AND BOARDING/GROOMING FACILITY, AND DECLARING
AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 272-07.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 272-07 is adopted.

SUSPENSION OF THE RULES:

ORDINANCE NO. 334-07

10/22/07

L-333-07

(Special Meeting)

BY: **R. J. JECH**

(By Request – Human Resources Director)

AN ORDINANCE TO AMEND A PORTION OF EXHIBIT "A"
OF ORDINANCE NO. 423-06 RELATIVE TO THE CREATION
OF THE PART-TIME POSITION OF COMMUNITY LIAISON
WITHIN THE MAYOR'S OFFICE AND THE AMENDMENT TO
THE COMPENSATION FOR THE POSITION OF THE EQUAL
EMPLOYMENT OPPORTUNITY OFFICER WITHIN THE LAW
DIRECTOR'S OFFICE , AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 334-07 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 334-07 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 334-07.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 334-07 is adopted.

RESOLUTION NO. 336-07

10/22/07

L-335-07

(Special Meeting)

BY: **S. M. TUMA**

(By Request – Auditor)

A RESOLUTION APPROVING THE CITY AUDITOR'S CASH
TRANSFERS, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 336-07 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Resolution No. 336-07 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 336-07.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Resolution No. 336-07 is adopted.

SUSPENSION OF THE RULES CONTINUED:

ORDINANCE NO. 337-07

10/22/07

L-336-07

(Special Meeting)

BY: **S. M. TUMA**

(By Request – Auditor)

AN ORDINANCE AUTHORIZING THE TRANSFER OF
APPROPRIATIONS WITHIN THE 2007 PERMANENT
APPROPRIATIONS OF THE CITY OF PARMA, AND
DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 337-07 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 337-07 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 337-07.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 337-07 is adopted.

ORDINANCE NO. 338-07

10/22/07

L-337-07

(Special Meeting)

BY: **S. M. TUMA**

(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2007 PERMANENT
APPROPRIATIONS OF THE CITY OF PARMA, OHIO,
AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 338-07 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 338-07 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 338-07.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 338-07 is adopted.

SUSPENSION OF THE RULES CONTINUED:

RESOLUTION NO. 339-07

10/22/07

L-338-07

(Special Meeting)

BY: **S. M. TUMA**

(By Request – Auditor)

**A RESOLUTION APPROVING THE CITY AUDITOR'S POST
CERTIFICATION OF REQUISITIONS AS DETAILED IN
EXHIBIT "A", AND DECLARING AN EMERGENCY**

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Resolution No. 339-07 on three different days be dispensed with?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Resolution No. 339-07 be placed on final passage?

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 339-07.

Yes: Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Resolution No. 339-07 is adopted.

ADJOURNMENT

Motion made by Councilman Brennan, seconded by Councilman Day, to adjourn said Special Council Meeting. Motion carried.

CERTIFICATION

I, Thomas Mastroianni, Clerk of Council for the City of Parma, Ohio, do hereby certify this to be a true and correct copy of the Minutes of the Special Council Meeting held on Monday, October 22, 2007.

THOMAS MASTROIANNI
CLERK OF COUNCIL

CHARLES M. GERMANA
PRESIDENT OF COUNCIL

Meeting adjourned at 7:10 P.M.

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(Minutes completed October 26, 2007)

